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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re Bang Energy Drink Marketing Litigation.

Case No. 4:18-cv-05758-JST

**STIPULATION REGARDING CASE
SCHEDULING DEADLINES
PURSUANT TO THE COURT'S
MARCH 27, 2020 ORDER (Dkt. No.
124)**

Courtroom: 9
Judge: Hon. Jon S. Tigar

Pursuant to Local Rule 6-2 and this Court's March 27, 2020 Order (Dkt. No. 124), Plaintiffs and Defendant Vital Pharmaceuticals, Inc. hereby stipulate as follows:

WHEREAS, on February 14, 2019, the Court entered a Scheduling Order that, among other deadlines, set deadlines and a briefing schedule for Plaintiffs' anticipated motion for class certification (Dkt. No. 41);

WHEREAS, on December 11, 2019, the Court continued the deadline for the motion for class certification to May 8, 2020 (Dkt. No. 97), and the parties thereafter agreed that the structure for the briefing schedule should be similar to the original briefing schedule (i.e., approximately 30 days for the opposition and 30 days for the reply brief);

WHEREAS, the Parties' ability to complete discovery in advance of class certification has been impeded by the Covid-19 outbreak and ensuing shelter-in-place orders in California and Florida; and the parties anticipate that the outbreak will continue to impede deposition scheduling;

WHEREAS, on March 27, 2020, in light of the Covid-19 outbreak, the Court ordered the parties to make a joint proposal regarding the case scheduling deadlines, or submit competing proposals if they are unable to agree, and to do so no later than April 3, 2020 (Dkt. No. 124);

WHEREAS, the Parties have met and conferred and agree, subject to further unforeseen developments concerning the outbreak, that an approximate 90-day continuance will likely allow the parties to adequately complete needed discovery in advance of class certification;

THEREFORE, subject to the Court's approval, the parties stipulate to modify current deadlines as set forth below:

Event	Current Deadline (per Dkt. Nos. 41 and 97)	Proposed New Deadline
Plaintiffs' Motion for Class Certification	May 8, 2020	August 6, 2020
Defendant's Opposition to Class Certification	June 8, 2020	September 8, 2020
Plaintiffs' Reply in Support of Class Certification	July 8, 2020	October 8, 2020

1 Dated: April 1, 2020

BURSOR & FISHER, P.A.

2 By: /s/ Joel D. Smith

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Dated: April 1, 2020

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By: /s/ Justin Lewis

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ECF Signature Certification

Pursuant to Civil L.R. 5-1(i)(3), I hereby certify that the concurrence in the filing of this document has been obtained from each of the other signatories.

/s/ Joel D. Smith

PROPOSED ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

JON S. TIGAR
United States District Judge